

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH  
CENTRAL DIVISION

FILED IN THE  
UNITED STATES  
BANKRUPTCY COURT  
DISTRICT OF UTAH

OCT 23 12 30 PM '06

In re:  
WILSON C. BREGOCHI,

Debtor

CASE NO. 04-39875 JAB  
CHAPTER 7

TRUSTEE'S FINAL REPORT AND APPLICATION FOR COMPENSATION  
AND MOTION FOR ORDER APPROVING PAYMENT OF  
ADMINISTRATIVE COSTS AND EXPENSES

The Trustee of the estate presents the following final report:

1. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
2. The Trustee applies for commissions and expenses set forth in Exhibit A (see attached) and states: "That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses; that the Trustee has not been reimbursed or indemnified; and that there is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application, except as permitted by the Bankruptcy Code."
3. The Trustee submits Exhibit B (attached) as a list of the expenses of administration of this bankruptcy estate.
4. The Trustee has reviewed all claims filed in this case and submits Exhibits C and D (attached) as a list of claims and dividends to be paid upon court approval.
5. The Trustee submits Form 1 and 2 as Exhibit E (attached) as a summary of the assets and the disposition of each of these assets. Any property scheduled under 11 U.S.C. §521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. §554(c).
6. The Trustee certifies to the Court and the United States Trustee that the Trustee has faithfully and properly fulfilled the duties of the office of the trustee, and that the Trustee has examined all proofs of claim as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of court.
7. The Trustee has given notice to all parties in interest as shown on the mailing matrix of his intent to abandon/destroy Debtors records.

**WHEREFORE**, the Trustee respectfully moves this Court for an order approving Applications for Compensation and Reimbursement of Expenses pursuant to 11 U.S.C. §330(a) and §503(b), pursuant to Rule 3009, Federal Rules of Bankruptcy, authorizing the Trustee to abandon/destroy Debtors records, and determining that the Trustee has complied with all notice and hearing requirements of Section 363 of the Bankruptcy Code to proceed with his final disbursement.

Dated: 9/21/06

  
R. Kimball Mosier

12/25

**PROPOSED DISTRIBUTION LIST**

In re: WILSON C. BREGOCHI

Bankruptcy Case No.: 04-39875 JAB

**APPLICATIONS FOR COMPENSATION AND EXPENSES - CHAPTER 7:**

	PROFESSIONAL'S NAME	TOTAL	PREVIOUSLY PAID	AMOUNT TO DISTRIBUTE
Trustee Expenses	R. Kimball Mosier	22.90	0.00	22.90
Trustee Fees	R. Kimball Mosier	369.81	0.00	369.81
All Other Expenses	INTERNATIONAL SURETIES, LTD.	2.57	2.57	0.00
US Bankruptcy Court Expenses	UNITED STATES BANKRUPTCY COURT	155.00	0.00	155.00
<b>TOTAL CHAPTER 7 ADMINISTRATIVE EXPENSES TO BE DISTRIBUTED:</b>				<b><u>\$547.71</u></b>

**SUMMARY OF PROPOSED DISTRIBUTION IN ORDER OF PRIORITY:**

Chapter 7 Administrative Claims (Allowed 550.28):	\$547.71
Previous Chapter Administrative Claims (None)	N/A
Priority Claims (All PRIORITY CLAIMS (0.00):	N/A
Unsecured Claims (Allowed 2,548.48) Paid 93.92%:	\$928.95
GE Money Bank DBA Lowes	571.28
West Verizon Wireless	357.67

I have reviewed the Trustee's Final Report and Proposed Distribution.

Charles F. McVay  
United States Trustee

BY: \_\_\_\_\_

Attorney for the United States Trustee

**EXHIBIT A**  
**APPLICATION FOR COMPENSATION & REIMBURSEMENT OF EXPENSES**

In re: WILSON C. BREGOCHI

Case no.: 04-39875 JAB

Computation of Compensation for Cases Filed after October 22, 1994

Total Proceeds of Estate	\$	<u>2,943.73</u>		
Less amounts returned to Debtor(s)	(	<u>1,464.50</u> )		
Balance to be Disbursed		<u>1,479.23</u>	25% of first \$5,000 (\$1,250 maximum)	\$ <u>369.81</u>
Less	(	<u>5,000.00</u> )		
Balance		<u>0.00</u>	10% of next \$45,000 (\$4,500 maximum)	<u>0.00</u>
Less	(	<u>45,000.00</u> )		
Balance		<u>0.00</u>	5% of next \$950,000 (\$47,500 maximum)	<u>0.00</u>
Less	(	<u>950,000.00</u> )		
Balance	\$	<u>0.00</u>	3% of balance	<u>0.00</u>
MAXIMUM COMPENSATION (11 U.S.C. §326)				\$ <u>369.81</u>
COMPENSATION REQUESTED				\$ <u>369.81</u>
Less: Court-Approved Compensation Previously Paid				( <u>0.00</u> )
BALANCE DUE				\$ <u>369.81</u>

Trustee Expenses

Premium on Trustee's Bond (Allocation of coverage on blanket bond)	\$	<u>0.00</u>
Photocopies (75.00 copies at 20.00 ¢/copy)	\$	<u>15.00</u>
Postage	\$	<u>6.55</u>
Other Expenses	\$	<u>1.35</u>
Westlaw research charges		
TOTAL EXPENSES	\$	<u>22.90</u>
Less: Court-Approved Expenses Previously Paid	(	<u>0.00</u> )
BALANCE DUE	\$	<u>22.90</u>

**EXHIBIT B**  
**EXPENSES OF ADMINISTRATION (Chapter 7)**

In re: WILSON C. BREGOCHI

Case no.: 04-39875 JAB

AUTHORITY: 11 U.S.C.	AMOUNT CLAIMED	AMOUNT ALLOWED	PREVIOUSLY DISTRIBUTED*	BALANCE
1. §1930 Costs & Fees				
§507(a)(1), §1930(b)	\$ 155.00	\$ 155.00	\$ 0.00	\$ 155.00
§507(a)(1), §1930(a)(6)	0.00	0.00	0.00	0.00
2. For Superseded Estate				
§364(c)(1), §507(b)	0.00	0.00	0.00	0.00
3. Preservation of Estate				
§503(b)(1)				
a. Storage				0.00
b. Security				0.00
c. Insurance				0.00
d. Separate Case Bond				0.00
e. Other	0.00	0.00	0.00	0.00
4. Post-Petition Taxes & Related Penalties				
§503(b)(1)(B) & (C)				0.00
5. Compensation and Reimbursement				
§503(b)(2), (3) & (4)				
a. Trustee Compensation	369.81	369.81	0.00	369.81
b. Trustee Expenses	22.90	22.90	0.00	22.90
c. Trustee's Atty Comp.	0.00	0.00	0.00	0.00
d. Trustee's Atty Exps.	0.00	0.00	0.00	0.00
e. Debtor's Atty Comp.	0.00	0.00	0.00	0.00
f. Debtor's Atty Exps.	0.00	0.00	0.00	0.00
g. Trustee's Accountant	0.00	0.00	0.00	0.00
h. Debtor's Accountant	0.00	0.00	0.00	0.00
i. Special Counsel	0.00	0.00	0.00	0.00
j. Appraiser	0.00	0.00	0.00	0.00
k. Real Estate Agent	0.00	0.00	0.00	0.00
l. Broker	0.00	0.00	0.00	0.00
m. Auctioneer	0.00	0.00	0.00	0.00
n. Outside Attorney	0.00	0.00	0.00	0.00
o. Outside Professional	0.00	0.00	0.00	0.00
p. Harvester	0.00	0.00	0.00	0.00
q. Other Professional	0.00	0.00	0.00	0.00
r. Special Consultant	0.00	0.00	0.00	0.00
6. Other Admin Expense	2.57	2.57	2.57	0.00
<b>TOTAL</b>	<b>\$ 550.28</b>	<b>\$ 550.28</b>	<b>\$ 2.57</b>	<b>\$ 547.71</b>

**EXHIBIT D**

**UNSECURED CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES  
PRO-RATA DISTRIBUTION  
93.92% PAID**

In re: WILSON C. BREGOCHI

Case no.: 04-39875 JAB

	<b>Amount Claimed</b>	<b>Amount Allowed</b>	<b>Previously Distributed</b>	<b>93.92% Distrib.</b>
<b><u>AUTHORITY: 11 U.S.C.</u></b>				
GE Money Bank DBA Lowes	666.62	666.62	0.00	571.28
West Verizon Wireless	417.36	417.36	0.00	357.67
United States Bankruptcy Court- Unclaimed funds representing Elaine Sucek's (debtor's ex-spouse) interest in tax refunds			1,464.50	0.00
<b>TOTAL</b>	<b>\$2,548.48</b>	<b>\$2,548.48</b>	<b>\$1,464.50</b>	<b>\$928.95</b>

\*ATTACH ORDER AUTHORIZING ANY INTERIM DISTRIBUTION

## EXHIBIT D

## EXPENSES OF ADMINISTRATION

AMOUNT AVAILABLE FOR DISTRIBUTION PER FINAL REPORT	\$	1,476.66		
Plus: Additional receipts expected up to distribution date (state source)	\$	0.00		
<b>TOTAL AMOUNT AVAILABLE FOR DISTRIBUTION</b>			<b>\$</b>	<b>1,476.66</b>
PROPOSED DISTRIBUTION			DISTRIB. %	
1. § 507(a)(1) Administrative Expenses & Fees-Unsubordinated				
Court Costs and Fees Chapter 123 of Title 28	\$	155.00	100.00%	
U.S. Trustee Quarterly Fees Chapter 123 of Title 28	\$	0.00	100.00%	
Trustee's Compensation	\$	369.81	100.00%	
Trustee's Expenses	\$	22.90	100.00%	
<b>TOTAL UNSUBORDINATED ADMINISTRATIVE EXPENSES PAID</b>			<b>\$</b>	<b>547.71</b>
2. § 507(a)(1) Administrative Expenses - Subordinated 726(b)				
§ 503(b)(1) - Preservation of the Estate	\$	0.00		
§ 503(b)(2) - Compensation of Professionals	\$	0.00		
Other administrative expenses	\$	0.00		
3. <u>Priority Claims</u> (Allowed \$0.00)				
§ 507(a)(2)	\$	0.00		
§ 507(a)(3) - Wages, etc.	\$	0.00		
§ 507(a)(4)	\$	0.00		
§ 507(a)(5)	\$	0.00		
§ 507(a)(6)	\$	0.00		
§ 507(a)(7)	\$	0.00		
§ 507(a)(8) - Taxes	\$	0.00		
§ 507(a)(9)	\$	0.00		
<b>TOTAL PRIORITY CLAIMS PAID</b>			<b>\$</b>	<b>0.00</b>
4. <u>Unsecured Claims</u> (Allowed \$1,083.98)				
GE Money Bank DBA Lowes	\$	571.28	85.70%	
West Verizon Wireless	\$	357.67	85.70%	
<b>TOTAL UNSECURED CLAIMS PAID</b>			<b>\$</b>	<b>928.95</b>
5. <u>Rule 3002(c)(6) Claims Paid</u> (Allowed \$0.00)				
	\$	0.00	0.00%	
<b>TOTAL SURPLUS NOTICE CLAIMS PAID</b>			<b>\$</b>	<b>0.00</b>
6. <u>Fines, Penalties, Damages Under 726(a)(4)</u> (Allowed \$0.00)				
<b>TOTAL PRIORITY AND UNSECURED CLAIMS PAID</b>			<b>\$</b>	<b>928.95</b>
7. Interest at Legal Rate: %	\$	0.00		
Interest Paid on Priority Claims	\$	0.00		
Interest Paid on Unsecured Claims	\$	0.00		
<b>TOTAL INTEREST PAID</b>			<b>\$</b>	<b>0.00</b>
<b>TOTAL PAID OUT FOR ADMINISTRATIVE EXPENSES &amp; CREDITORS</b>			<b>\$</b>	<b>1,476.66</b>
<b>PAID TO SECURED CREDITORS</b>			<b>\$</b>	<b>0.00</b>

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## Claims Proposed Distribution

Case: 04-39875 BREGOCHI, WILSON C

<b>Case Balance:</b>		\$1,476.66	<b>Total Proposed Payment:</b>		\$1,476.66	<b>Remaining Balance:</b>		\$0.00
Claim #	Claimant Name	Type	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment	Remaining Funds
A2	R. Kimball Mosier <2200-00 Trustee Expenses>	Admin Ch. 7	22.90	22.90	0.00	22.90	22.90	1,453.76
A3	R. Kimball Mosier <2100-00 Trustee Compensation>	Admin Ch. 7	369.81	369.81	0.00	369.81	369.81	1,083.95
A4	INTERNATIONAL SURETIES, LTD. <2300-00 Bond Payments>	Admin Ch. 7	2.57	2.57	2.57	0.00	0.00	1,083.95
A5	UNITED STATES BANKRUPTCY COURT <2700-00 Clerk of the Court Costs (includes adversary and other filing fees)>	Admin Ch. 7	155.00	155.00	0.00	155.00	155.00	928.95
<b>SUBTOTAL FOR ADMIN CH. 7</b>			<b>550.28</b>	<b>550.28</b>	<b>2.57</b>	<b>547.71</b>	<b>547.71</b>	
1	GE Money Bank DBA Lowes	Unsecured	666.62	666.62	0.00	666.62	571.28	357.67
* 2	West Verizon Wireless	Unsecured	417.36	417.36	0.00	417.36	357.67	0.00
A1	Elaine Sucek	Unsecured	1,464.50	1,464.50	1,464.50	0.00	0.00	0.00
<b>SUBTOTAL FOR UNSECURED</b>			<b>2,548.48</b>	<b>2,548.48</b>	<b>1,464.50</b>	<b>1,083.98</b>	<b>928.95</b>	
<b>Total for Case 04-39875 :</b>			<b>\$3,098.76</b>	<b>\$3,098.76</b>	<b>\$1,467.07</b>	<b>\$1,631.69</b>	<b>\$1,476.66</b>	

### CASE SUMMARY

	Amount Filed	Amount Allowed	Paid to Date	Proposed Payment	% paid
<b>Total Administrative Claims :</b>	\$550.28	\$550.28	\$2.57	\$547.71	100.000000%
<b>Total Unsecured Claims :</b>	\$2,548.48	\$2,548.48	\$1,464.50	\$928.95	93.916766%

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 04-39875 JAB  
 Case Name: BREGOCHI, WILSON C  
 Period Ending: 09/21/06  
 Trustee: (640050) R. Kimball Mosier  
 Filed (f) or Converted (c): 12/10/04 (f)  
 \$341(a) Meeting Date: 01/06/05  
 Claims Bar Date: 12/01/05

Filed 10/23/06						
Page 8 of 8						
Doc #	Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
11	Assets	Totals (Excluding unknown values)	\$125,924.00	\$2,929.00	\$14.73	\$2,929.00
10	INTEREST (u)	Unknown	N/A		14.73	Unknown
9	Assorted Hand Tools	1,500.00	0.00	DA	0.00	FA
32	Firearms, Sports, Photographic & Hobby Equipment	80.00	0.00	DA	0.00	FA
8	Wearing Apparel	100.00	0.00	DA	0.00	FA
	Household Goods & Furnishings	480.00	0.00	DA	0.00	FA
	65" TV	800.00	0.00	DA	0.00	FA
	Bank Account - Zions Bank Checking Account	0.00	0.00	DA	0.00	FA
4	Bank Account - America First CU Savings Account	35.00	0.00	DA	0.00	FA
	Bank Account - America First Checking Acct.	0.00	0.00	DA	0.00	FA
3	Real Property - 2967 S. 2855 W. WVC	120,000.00	0.00	DA	0.00	FA
5	Tax Refunds (u)	2,929.00	2,929.00		0.00	2,929.00



**Form 1**  
**Individual Estate Property Record and Report**  
**Asset Cases**

Case Number: 04-39875 JAB  
Case Name: BREGOCHI, WILSON C  
Period Ending: 09/21/06

Trustee: (640050) R. Kimball Mosier  
Filed (f) or Converted (c): 12/10/04 (f)  
§341(a) Meeting Date: 01/06/05  
Claims Bar Date: 12/01/05

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets

Initial Projected Date Of Final Report (TFR): December 31, 2006

Current Projected Date Of Final Report (TFR): December 31, 2006

## Form 2

Page: 1

## Cash Receipts And Disbursements Record

Desc Main

Case Number: 04-39875 JAB  
Case Name: BREGOCHI, WILSON C  
Taxpayer ID #: 13-7471617  
Period Ending: 09/21/06

Trustee: R. Kimball Mosier (640050)  
Bank Name: JPMORGAN CHASE BANK, N.A.  
Account: \*\*\*-\*\*\*\*\*66-65 - Money Market Account  
Blanket Bond: \$75,675,000.00 (per case limit)  
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
07/28/05		United States Treasury	Federal tax refund	1224-000	2,231.00		2,231.00
07/28/05		State of Utah	State tax refund	1224-000	698.00		2,929.00
08/31/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4500%	1270-000	1.12		2,930.12
09/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5000%	1270-000	1.15		2,931.27
10/31/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5500%	1270-000	1.27		2,932.54
10/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5500%	1270-000	1.33		2,933.87
12/21/05	1001	INTERNATIONAL SURETIES, LTD.	BOND PREMIUM PAYMENT ON LEDGER BALANCE AS OF 12/21/2005 FOR CASE #04-39875, Bond #16027974	2300-000		2.57	2,931.30
12/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.6500%	1270-000	1.47		2,932.77
01/31/06	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.7000%	1270-000	1.65		2,934.42
02/28/06	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.7000%	1270-000	1.58		2,936.00
03/31/06	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.7000%	1270-000	1.75		2,937.75
04/28/06	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.8000%	1270-000	1.86		2,939.61
05/25/06	Int	JPMORGAN CHASE BANK, N.A.	Current Interest Rate is 0.8000%	1270-000	1.55		2,941.16
05/25/06		To Account #*****6666	transfer for final report.	9999-000		2,941.16	0.00

<b>ACCOUNT TOTALS</b>	<b>2,943.73</b>	<b>2,943.73</b>	<b>\$0.00</b>
Less: Bank Transfers	0.00	2,941.16	
<b>Subtotal</b>	<b>2,943.73</b>	<b>2.57</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$2,943.73</b>	<b>\$2.57</b>	

Case 04-39875

Doc 32 Filed 10/23/06 Entered 10/24/06 10:32:25

{ Asset reference(s)

## Form 2

Page: 2

### Cash Receipts And Disbursements Record

Case Number: 04-39875 JAB  
Case Name: BREGOCHI, WILSON C  
Taxpayer ID #: 13-7471617  
Period Ending: 09/21/06

Trustee: R. Kimball Mosier (640050)  
Bank Name: JPMORGAN CHASE BANK, N.A.  
Account: \*\*\*-\*\*\*\*66-66 - Checking Account  
Blanket Bond: \$75,675,000.00 (per case limit)  
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
05/25/06		From Account #*****6665	transfer for final report.	2,941.16		2,941.16
07/28/06	101	United States Bankruptcy Court Registry	Unclaimed Funds; Debtor's ex-wife's interest in tax refunds.		1,464.50	1,476.66

#### ACCOUNT TOTALS

Less: Bank Transfers 2,941.16  
Subtotal 0.00 1,464.50

Less: Payments to Debtors 0.00

NET Receipts / Disbursements \$0.00 \$1,464.50

#### TOTAL - ALL ACCOUNTS

MMA # \*\*\*-\*\*\*\*66-65 2,943.73 2.57 0.00  
Checking # \*\*\*-\*\*\*\*66-66 0.00 1,464.50 1,476.66

	Net Receipts	Net Disbursements	Account Balances
	2,943.73	2.57	0.00
	0.00	1,464.50	1,476.66
	\$2,943.73	\$1,467.07	\$1,476.66

June 1 - June 30, 2006

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312-00312-E000-00312- H

-113-9-03-W X -1 00-

Primary Account Number: 312-0186166-66

**BusinessCustom Checking**

Account # 312-0186166-66

04-39875 Bregochi Wilson C  
Debtor

## Summary

	Number	Amount
Opening Balance		2,941.16
Deposits and Credits	0	0.00
Withdrawals and Debits	0	0.00
Checks Paid	0	0.00
<b>Ending Balance</b>		<b>2,941.16</b>

RW  
7/15/06